

Mayor Mary Cooper called the meeting to order at 7:00 p.m. Also present were Councilmembers Kay Carlquist, Robert Jurca, Guy Pfalzgraff and Bill Seuell, along with City Manager Lanny Sloan and City Attorney Mike Schottelkotte. A meeting notice was posted in the south window at City Hall at least twenty-four hours prior to the meeting.

**Pledge of Allegiance**

The Mayor led everyone present in the Pledge of Allegiance.

**Changes to the Agenda**

There were none.

**Minutes**

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to approve the minutes of December 2, 2008 regular meeting as submitted by the Clerk. All in favor, motion carried.

**Citizen Comments**

Tom Panter, 452 Grand Ave, President of Delta Lion's Club commented on the request to waive the fee for the use of Bill Heddles Recreation Center for their annual health fair.

**Business Enhancement Report**

Tj Davis presented the business enhancement report for the month of November.

**Financial Report**

Finance Director Tod DeZeeuw presented the financial report for the period ending November 30, 2008 and answered questions from Council.

**Council Bill #13, 2008; First Reading**  
**2008 Supplemental Appropriations**

Council Bill #13, 2008

AN ORDINANCE APPROPRIATING SUMS OF MONEY TO THE  
VARIOUS FUNDS AND SPENDING AGENCIES IN THE  
AMOUNTS AND FOR THE PURPOSES SET FORTH BELOW  
FOR THE CITY OF DELTA, COLORADO, FOR THE 2008  
BUDGET YEAR

was read by the Clerk.

Finance Director Tod DeZeeuw stated that the increase in budgeted expenditures for the General Fund substantially consists of items brought to Council throughout the year. Mr. DeZeeuw listed the various items as follows:

- A) The Center for Mental Health pass through grant
- B) The Museum and Senior Center construction projects
- C) The Police Department's Spillman software and IT training
- D) The Comprehensive Plan which was budgeted in 2007
- E) Code Enforcement abatements which the City was reimbursed

Mr. DeZeeuw stated that the Golf Course Fund consists of multiple accounts over budget.

It was moved by Councilmember Carlquist and seconded by Councilmember Jurca to adopt Council Bill #13, 2008 on first reading. Roll call vote: Carlquist aye, Jurca aye, Pfalzgraff aye, Seuell aye, and Cooper aye. Motion carried.

**Regular Meeting, Delta City Council, December 16, 2008 (Cont.)**

**Public Hearing: Special Events Permit Application, Delta County Memorial Hospital Foundation**

The Mayor closed the regular meeting and convened a public hearing.

The City Clerk explained that Delta County Memorial Hospital Foundation has submitted a Special Events Permit Application for their fund raising event on January 24, 2009 from 3:00pm to 2:00am. The application is complete and all fees have been paid. The clerk also stated that a sign was posted for the public hearing at the site and she has not heard any comments for or against the event.

The Mayor called for public comment and when there was none she closed the public hearing and reconvened the regular meeting.

It was moved by Councilmember Jurca and seconded by Councilmember Pfalzgraff to approve the Delta County Memorial Hospital Foundation's application for a special events liquor permit for January 24, 2009. All in favor, motion carried.

**Designation of Official Posting Site**

The Clerk explained that State law requires Council to designate an official posting site for the posting of meeting notices. Staff recommends designation of the bulletin board in the south window at City Hall as the official site for posting meeting notices for 2009.

It was moved by Councilmember Pfalzgraff and seconded by Councilmember Seuell to designate the south window at City Hall as the official site for posting notices of City meetings in 2009. All in favor, motion carried.

**Local Historic Designations: Obert House and Cole House**

Culture and Recreation Director Wilma Erven explained that the task force for the local historic designation has reviewed applications for the Cole House located at 508 Leon Street and the Obert House located at 850 Hastings Street and recommends both to be put on the City of Delta's Historic Registry.

Jim Wetzel presented Council with the history on the two houses.

It was moved by Councilmember Carlquist and seconded by Councilmember Pfalzgraff that the Cole House at 508 Leon Street and the Obert House at 850 Hastings be placed on the City of Delta's Historic Registry. All in favor, motion carried.

**Esau Minor Subdivision**

Community Development Director Glen Black stated that this is a minor subdivision located at 1747 G Road and is owned by Dwight and Laura Esau. The applicant's proposal is to subdivide into two lots. This lot split is under review as a minor subdivision because it has not been platted before which is a requirement. Planning Commission has reviewed the application and recommends approval with staff recommendations. Mr. Black presented slides showing the location and explained access to the property.

Councilmember Carlquist asked a question regarding the fire hydrant.

Mr. Black explained that the City is currently working on a water line extension on G Road. He stated that staff is recommending getting payment for the fire hydrant and completing the project as previously proposed.

It was moved by Councilmember Seuell and seconded by Councilmember Jurca to approve the Esau Minor Subdivision with staff recommendations. All in favor, motion carried.

**Phillips Machine West Site Development Variance Request**

Community Development Director Glen Black explained that Phillips Machine West has submitted a variance request to omit the window awnings on the east and west sides of the shop building. Mr. Black stated that site development does require architectural elements and

**Regular Meeting, Delta City Council, December 16, 2008 (Cont.)**

**Phillips Machine West (cont.)**

staff felt that they could not waive the awnings being installed. He explained that there is a section in the code that allows for a variance and read that to Council.

Phil Schmidt stated that he believes that the regulation is in place to ensure the facility is a nice looking facility. He pointed out that there are some things that have been completed in addition to what was proposed. He stated that the one thing to consider is that they are 400 feet off of the highway. Mr. Schmidt feels that with all the enhancements they have done that the awnings would add little value to the building.

Mr. Schmidt answered questions from Council regarding the cost of the awnings.

There was discussion amongst Council regarding the beneficial use of the awnings and keeping in the spirit of the code.

It was moved by Councilmember Seuell and seconded by Councilmember Carlquist to approve the request to vary from the architectural elements and omit the window awnings. All in favor, motion carried.

**City Attorney Comments**

City Attorney Michael Schottelkotte stated that he would not be available for the January 6, 2009 meeting. He also commented on the Obert House as being formerly owned by Charlie Allison.

**City Manager Comments**

City Manager Lanny Sloan commented on the Lion's Club request. He gave an update on the aerobics floor at the Rec Center.

Mr. Sloan advised Council that URS Engineers would like to meet with them on January 13<sup>th</sup> and MEAN would like to meet on January 27<sup>th</sup>. He also advised Council that negotiations have started with DMEA.

**Councilmember Comments**

Councilmember Carlquist commented on the staff plowing and sanding the roads.

Councilmember Jurca wished everyone happy holidays.

Councilmember Pfalzgraff wished everyone a good holiday.

Councilmember Seuell wished everyone a Merry Christmas.

Mayor Cooper thanked Wilma Erven for a great party. She commented on the parade of lights and wished everyone a Merry Christmas.

The meeting was adjourned at 7:41 p.m.

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Jolene E. Nelson, City Clerk